

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 BB-ACE

RIO CHAMA STREAM SYSTEM  
Section 7: Rito de Tierra Amarilla,

**MOTION TO SET ASIDE ENTRY OF DEFAULT**

COMES NOW the Plaintiff State of New Mexico, *ex rel.* State Engineer (“State”) and pursuant to Fed. R. Civ. P. 55(c) respectfully requests the Court to set aside the entry of default of the for the following defendant in the Rito de Tierra Amarilla subsection of Section 7:

Lucille A. Trujillo                      CHTA-003-0023

As grounds therefore Plaintiff states:

1. The Clerk’s Certificate of Default with respect to the above-named defendant was entered on December 12, 2004 (Docket No. 7680).
2. The above-named defendant recently contacted the State and has signed the State’s proposed Consent Order and delivered the approved order to the State.
3. Good cause exists to set aside the entry of default with respect to the defendant named above.

WHEREFORE, the Plaintiff State of New Mexico *ex rel.* State Engineer requests the Court to set aside the entry of default for defendant Lucille A. Trujillo.

DATED: July 12, 2005

Respectfully submitted,

/s/ Ed Newville

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the above Motion to Set Aside Entry of Default were mailed to following persons on July 13, 2005.

/s/ Ed Newville

Edward G. Newville

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